

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

ALFONSO PERCY PEW)
Plaintiff,) Civil Action No. 03 - 1728
v.)
JOANNE TORMA, Central Office Department) Chief Judge Donetta W. Ambrose /
of Corrections Religious Accomodations Board) Magistrate Judge Lisa Pupo Lenihan
for Special Needs; DAVE ROBERTS, Unit)
Manager,Bureau of Inmate Services Central)
Office of Department of Corrections;)
T'SHANNA KYLER, Department of)
Corrections Grievance Final Review Board;)
THOMAS A. FULCOMER; WILLIAM J.)
LOVE; JEFFERY A. BEARD, Central Office)
Department of Correction Secretary and)
Deputies; MECHLING; WILLIAM TERZA,)
Pittsburgh State Prison Warden and Chaplain;)
VICUSI, Correctional Officer 1; CULP,)
LIEUTENENT 2; EVANS, Correctional)
Officer 1; WILLIAM S. STICKMAN,)
Superintendent; NIXON, Correctional Officer)
1; JAMES META, Food Service Supervisor;)
CAROL A. DEWITT; and COREY A. BISH,)
Defendants.)

ORDER

AND NOW, this 11th day of July, 2006, IT IS ORDERED that Plaintiff shall file a pretrial narrative statement no later than **September 12, 2006**. The pretrial narrative statement shall comply with Local Rule 16.1.4.A and shall also include a written statement of the facts that will be offered by oral or documentary evidence at trial and shall also include a list of all exhibits to be offered into evidence at the trial of the case and a list of the names and addresses of all witnesses plaintiff intends to call. Plaintiff shall include a summary of the anticipated testimony

of any witnesses who are presently incarcerated. Plaintiff shall serve a copy of the statement on counsel for the defendants, and shall include on the original document filed with the Clerk of Court a certificate stating the date a true and correct copy was mailed to defendants' counsel.

IT IS FURTHER ORDERED that on or before **September 19, 2006**, Defendants shall file and serve a pretrial narrative statement that shall comply with Local Rule 16.1.4. The pretrial narrative statement shall include a narrative written statement of the facts that will be offered by oral or documentary evidence as a defense at trial and shall include a list of all exhibits to be offered into evidence at the trial of the case and a list of the names and addresses of all witnesses the defendants intend to call.

IT IS FURTHER ORDERED that cumulative testimony by either party will not be permitted. Material facts not identified in the pretrial narrative statements may be excluded upon objection or *sua sponte*. Witnesses or exhibits not identified in a pretrial narrative statement shall not be admissible at trial, except for an exhibit to be used solely for impeachment purposes. The parties shall not amend or supplement their pretrial narrative statements absent leave of court.



Lisa Pupo Lenihan
United States Magistrate Judge

cc: Counsel of Record